\mathbf{v} .

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF GEORGIA ROME DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

CASE NO. 4:09-CR-17

JEFFREY BRIAN NICKEL,

Defendant.

DEFENDANT'S WAIVER OF JURY TRIAL

Pursuant to Fed.Crim.P. 23(a), the defendant hereby waives his right to a jury trial. The defendant requests that the government consent to a nonjury trial and the Court approve same.

Respectfully submitted

STEVEN H. SADOW Georgia Bar No. 622075 Attorney for Defendant

260 Peachtree Street, N.W. **Suite 2502** Atlanta, Georgia 30303 (404) 577-1400

Expressly Consented To:

CERTIFICATE OF SERVICE

I have this day served a copy of the foregoing using the ECF system that will send notification of such filing to all parties of record.

This 2nd day of September, 2009.

STEVEN H. SADOW